

FARAD CONTINUATION SHEET NO.:

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
CIVIL APPLICATION NO.708 OF 2007
IN
FIRST APPEAL NO.237 OF 2007

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Office Notes, Office Memoranda of : Court's or Judge's orders.
coram, appearances, Court's orders :
or directions and Registrar's :
orders. :
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Mr P.S.Dani, for the applicant-
appellant.

Mr P.K.Dhakephalkar, senior counsel
with Mr R.A.Thorat with Mr P.J.Thorat, for
respondent no.3.

CORAM: D.B.BHOSALE, J.
DATED: 05.03.2007.

P.C.:

Heard the learned counsel for the
parties.

There shall be an interim relief in
terms of prayer clause (a), subject to the
condition that the applicant shall deposit
Rs.10,000/- per month, on or before 10th of
each month from this month, in this court
and shall not create any third party rights
in the suit premises and shall file an usual
undertaking within four weeks from today
with an advance copy of the undertaking to
the learned Advocate on record for the

respondents. If the applicant fails to file the undertaking as aforesaid, the interim relief shall stand vacated and the respondents-decree holders will be entitled to execute the decree. The Registrar (Judicial) is directed to invest the amount that will be deposited as per this order, in a nationalised Bank initially for a period of one year and thereafter may renew the deposit if the appeal is not disposed of, for a further period of one year. The civil application accordingly is disposed of

(D.B.BHOSALE, J.)